

DEBT CASE IS AGAIN POSTPONED

West Virginia Is Not Ready to Defend Herself Against Virginia's Suit.

TO BEGIN HEARING MAY 4

Says Virginia Will Regret That She Did Not Prepare Her Case More Carefully.

West Virginia came forward yesterday morning with another motion for a postponement of the hearing of the famous Virginia-West Virginia debt case, and after argument, Special Master Charles E. Littlefield, of Maine, who was appointed by the United States Supreme Court to hear the case, granted the motion. Tuesday, May 4, was set as the date when another attempt will be made to begin the hearing, and counsel for the defendant State promised to exercise "due diligence" in getting the case ready by that time. However, this promise was accompanied by the reminder to the special master that "unforeseen circumstances" might again make a further postponement necessary.

Virginia Will Have Regrets.

As this was the fourth time that West Virginia has asked for a postponement, Attorney-General Anderson, Major Edmund C. Harrison, of Winchester, and Randolph Harrison, of Lynchburg, of counsel for Virginia, entered a strenuous objection. Led by former United States Senator John C. Spooner, counsel for the defense spoke earnestly in support of the motion, and when the argument had reached its climax, Senator Spooner triumphantly declared that before the case is ended Virginia will wish that she had exercised as much care in the preparation of her case as West Virginia is exercising. He said that Virginia had in many instances taken its figures of the State debt from the annual reports of the State officials, and that the figures differ greatly from the figures that the expert accountant employed by West Virginia has prepared from the original documents of the State. He pointed out that already Virginia has made a big mistake in the figures on the area of the State, and intimated that there are even greater errors in the figures of the debt that an expert accountant has prepared.

Attorney-General Anderson replied to this by saying that the error in the State area had been admitted by both sides several months ago, and that the figures given in the bulletin of the United States Geological Survey, West Virginia immediately agreed upon these figures, and the special master ordered them entered in the records.

Final Hearing in October, 1910.

Should there be any material difference in the figures of the two accountants on which counsel cannot agree, the special master will have to appoint an expert accountant to examine the original documents and make up a third report. This would require many months, and would mean a long postponement of the final hearing before the United States Supreme Court. However, it is not necessary that the case will be presented to the Supreme Court in October, 1910. When Special Master Littlefield called the case in the courtroom of the State Corporation Commission at 10 o'clock yesterday morning Senator Spooner immediately offered an affidavit of Thomas Bird Dixey, the expert accountant of West Virginia, stating that owing to the death of his mother and the illness of other relatives he had been prevented from completing his report of the Virginia debt. On the strength of the affidavit, and that of Attorney-General Conley that every possible effort had been made to get ready for the hearing, counsel for the defense asked for a postponement.

Death Causes Postponement.

Attorney-General Anderson objected to the postponement, declaring that West Virginia had had ample time to prepare her case before the death of

Have not coughed once all day?

Yet you may cough tomorrow! Better be prepared for it when it comes. Ask your doctor about keeping Ayer's Cherry Pectoral in the house. Then when the hard cold or cough first appears you have a doctor's medicine at hand. Your doctor's approval of its use will certainly set all doubt at rest. Do as he says. J. C. Ayer & Co., Lowell, Mass.

Everything Good to Eat at our stores.

Cut prices on everything.

Good Lard, per pound, - 9c
Corned or Smoked California Hams, lb., - 9c
Best City Meal, 22c peck, or per bushel, - 85c
Dundon Flour, 38c bag, or per barrel, - \$6.00
Best Granulated Sugar, lb., 5c
Canned Tomatoes, per can, 6c
Sun-Dried Apples, per lb., 5c
Evaporated Peaches, per lb., 9c or 3 lbs for 25c.
Duffy's Malt Whiskey, - 85c
Good Salt Pork, per lb., - 9c
Yams or Yellow Sweet Potatoes, per peck, - 25c
California Canned Peaches or Apples, 3 for 10c
Good Carolina Rice, per lb., 10c

S. ULLMAN'S SON

TWO-STORES-TWO
1820-22 East Main. 506 East Marshall.
Two Stores, Phones at Each



Grand Opera or "The Grand Old Flag" all is now easy in that home. The piano is not now merely a piece of furniture, occasionally "played" by some visitor, but the

INNER-PLAYER

Piano, an instrument that is vibrant with living music, responding instantly to the will of any one who wishes to play.

Look at it—play it—test it in every conceivable way. It will meet the most critical requirement.

Come and see for yourself at the

Cable Piano Company
213 East Broad Street.

Mr. Dixey's mother last month. Then he asked for a short recess until he could confer with his associates on the matter.

When the conference ended the Attorney-General again objected to the granting of the motion. Major Conrad also offered objections, declaring that the affidavit of Mr. Dixey did not set forth a single fact, but merely recited the operations of the accountant's mind.

He said that while Virginia's accountant was preparing his figures his mother also had died, out that he did not delay his work for any great length of time. Then Major Conrad demanded that the defense give some specific information as to how far Mr. Dixey has proceeded with his work and just what he has done. In conclusion he said that he wanted the case concluded before death sweeps from the bench some member of the United States Supreme Court.

Attorney-General Conley and Senator Spooner spoke earnestly in support of the motion, declaring that their examination of the records of Virginia and that much time was required for Mr. Harrison, of Lynchburg, spoke for Virginia, demanding that the defense be compelled to give some definite idea as to how much longer it will be before the accountant concludes his work. John G. Carlisle, of New York, was the last speaker for West Virginia. He said that the State would be ready for trial within eight weeks, and detailed what work already had been accomplished.

The final argument was concluded at 2 o'clock, and Special Master Littlefield immediately announced that he would grant the motion. Then counsel agreed upon May 4 as the date for the hearing, and it was accepted.

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News of the Southside

Manchester Bureau, Times-Dispatch.

No. 1102 Hull Street.

When the case of R. E. Cridde, of Swansboro, charged with misappropriation of the funds of the Junior Order of United American Mechanics, of which he was secretary, was called in the Chesterfield County Circuit Court yesterday, Ernest H. Wells and Harry M. Smith, of Richmond, counsel for the accused, demurred to the indictment, and moved to quash the case. The court in its motion and Cridde at its discharge from custody. The remaining indictment against him was also quashed. Cridde was arrested more than a year ago on the charge of embezzling the funds of the Junior Order of United American Mechanics, and a Chesterfield grand jury returned five indictments against him. He has previously been tried on three of the indictments and acquitted with the discharge of the two yesterday the case comes to an end. It is reported, however, that Commonwealth's Attorney Gregory will make an attempt to reintroduce the case at the next session of the grand jury. The sum involved in all the indictments amounts to a little over \$700.

The suit of W. O. Watkins against the Seaboard Air Line Railway Company, who claims \$5,000 for failure on the part of the company to construct a cattle pass and four wagon bridges on his farm, will be heard in session until February 25.

Thursday the case of Henshaw vs. the receivers of the Passenger and Power Company, a suit for \$1,000 damages for the killing of a horse on the tracks just this side of Forest Hill Park, will be heard.

The Passenger and Power Company will also have to defend a suit on February 23 brought by A. Turpin, personal injuries received at the upper end of Hull Street about a year ago. Court will probably be in session until February 25.

Will Confer Degrees in Richmond.

On the 22d, the 52d, improved Order of Red Men, of this city, at its regular last night accepted an invitation for its degree team to confer the adoption degrees on several "pale faces" at the Wigwam of the Tribe, in Richmond, on next Friday night. The team will trail from the wigwam, corner of Eleventh and Hull Streets, headed by Chief E. T. Sampson, at 8 o'clock.

The degree team will be made up of one of the finest in the State, and often receives invitations from tribes in other cities to do the degree work. The meeting last night was largely attended.

Get Into Trouble.

Two separate parties, celebrating Valentine Day came to grief at the hands of the police last night, and will likely pay dear for their folly.

In fact, one of the parties, numbering nine, by some special dispensation of justice, arranged matters last night, and will not have to appear this morning. The other crowd will have to appear this morning.

The Mayor wants, if possible, to find out which one of them threw a large rock at a door downtown. All of the six claim to know nothing about it.

It seems that the first party, after running out of valentines, went over to Bainbridge Street and amused themselves by slugging each other with rocks, making things rather dangerous for ordinary pedestrians. Officer Ely was called to the scene, and the crowd gathered all in. The other gang was reported for throwing a large rock against a door downtown. These are two crowds that will make up the docket this morning.

New Horse Arrives.

The new horse for the Fire Department, ordered by the commissioners some weeks ago, came yesterday, and is now in the hands of the stable.

It is a dark bay gelding, standing about sixteen hands, and is an excellent match for "Bob," who heretofore has been pulling the truck alone.

"Andrew," the new animal, named after the chairman of the committee which purchased him, was put through his initial training yesterday. He responded to the bell very well for a beginner. The equipment ordered for the double team has not arrived, and "Bob" will continue to pull the truck alone until this comes.

Police Court Cases.

Mayer Maurice had a number of petty offenders before him yesterday morning, and among them were: Oscar Lawrence, the first to appear, was charged with having failed to support his wife and child, and was postponed. Lee Armistead, Mason Anderson and Jim Jones, all colored, were charged with fighting in the street. The latter two were fined \$2.50 each, and Armistead was discharged.

John Jones, charged with failing to pay a board bill, was ordered to make a statement in his quarters. He refused, and was fined \$2.50 and costs.

Ernest Winkfield, colored, charged with being drunk on the streets Saturday night, was fined \$2.50 and costs.

Colored Convict Held Here.

Barney Harvey, colored convict, who is serving a three-year term on the Chesterfield county roads, was brought to this city yesterday morning by County Jail attendant A. A. Phaup, for safe-keeping. Phaup said the negro was a good hand, but that he could not resist attempting to escape, and that he was a very dangerous man. He was always captured within a few hours, but gave the guards much trouble, Mr. Phaup said.

He has been, pending instructions from the State authorities, sentenced from Roanoke for housebreaking.

Persons and Briefs.

Judge Cloyd opened the Corporation Court yesterday for the reorganization of the court. A few chancery cases compose the docket, and the court will not be in session until Monday.

The St. Andrew's Aid Society will give a box party at the Sacred Heart Church Hall on Shreve Tuesday night. Refreshments will be served.

Manchester Lodge, No. 14, A. F. and A. M. held a stated communication at the Masonic Temple last night.

The church teachers of the Presbyterian Church met Sunday morning following the service, and adopted a

GOOD CHANGE

Coffee to Postum.

The large army of persons who have found relief from many chronic ailments by changing from coffee to Postum as a daily beverage, is growing each day.

It is only a simple question of trying it for oneself in order to know the joy of returning health and happiness by using Postum.

"I had been a coffee drinker nearly all my life, and it affected my stomach without a headache. I had heard about Postum, and how beneficial it was, so I concluded to quit coffee and try it."

"I was delighted with the change. I can now sleep well, and seldom ever have headache. My stomach has gotten strong, and I can eat without suffering afterwards. I think my whole system greatly benefited by Postum."

"My brother also suffered from stomach trouble while he drank coffee, but now, since using Postum, he feels so much better he would not go back to coffee for anything."

Name given by Postum Co., Battle Creek, Mich., "There's a Reason."

Ever read the above letter? A new one appears from time to time. They are genuine, true and full of human interest.

set of resolutions in honor of Mrs. J. A. Staples, who was a teacher in the church Sunday-school.

M. F. H. Cleary, of the Licking Creek Fishing and Hunt Club, will hold a fox hunt this morning. The pack will be east at 10 o'clock on the Petersburg electric line. A number from this city will ride on the chase.

The regular meeting of the Manchester Lodge of Elks was held in the Elks' Home last night.

The monthly meeting of the Board of Aldermen will be held to-night.

The condition of Thomas J. Westcott, who was stricken with paralysis Saturday night, remains about the same.

Liberty Council, Junior Order United American Mechanics, will hold a smoker at the lodge rooms on upper Hull Street to-night in honor of the twenty-first anniversary of its organization.

Judge and Mrs. William I. Cloyd will leave this morning for a trip to Washington. They will return Wednesday night.

Rubber Day, held yesterday for the benefit of the Kindergarten School, was very successful, a large quantity of rubber being received, which will be sold and the proceeds turned over to the school.

The Manchester City School Board held a meeting in the High School building last night.

The postponed meeting of the Cemetery Commission, scheduled for last night, failed for lack of a quorum.

Blanche Gafwood Balled.

Blanche Gafwood (colored), who is charged with selling opium, was ordered to bail the sum of \$1,000 in the Hustings Court yesterday.

ADD TO SENTENCE OF MANY CONVICTS

One Man Goes Up for Life, Others Getting a Total of 135 Years.

Sentences aggregating 135 years were imposed yesterday on penitentiary convicts who have come back to the institution for second offenses, each man convicted of having been there before receiving sentence of five years, to be served after the completion of his present term. The cases were all tried before Judge R. Carter Scott, in the City Circuit Court.

The boys returned felony indictments against the following for escaping from the institution, the State Farm, or from convict road camps: Sam Shelton, Lewis Redd, Joe Tyree, Charlie Haskins, Richard Forrell, John Kirkpatrick, Mathew Lucas, Charles Blackburn, John Campbell and Berry Harvey. All of these will be tried to-day.

W. J. Harrison, alias James Harris, was put on trial yesterday, charged with being a third offense man, the penalty for which ordinarily is life imprisonment. The evidence did not convict Harrison of having been in the institution twice before his present conviction.

Saved Captain Lamb's Life.

He told on the stand, and was corroborated, that he had once been in the institution, and on one occasion had saved the life of a guard, Captain Lamb, when he was attacked by a number of prisoners attempting to make an escape.

For this service he was paroled for good behavior. Recently he was convicted of breaking into a stable and stealing some harness, and although the evidence was circumstantial, he was sentenced to the penitentiary for three years.

He had been in the penitentiary, and he was sent back. The charges of third-term man failed, but he was sent back to serve out his former sentence for breaking his parole.

The case against Brown Williams for being a second-term man, was nolle prosequed, Williams having died in jail awaiting transportation to the penitentiary.

William Jones, alias Henry William Cosh, was convicted of being a third-term man, and was sent up for life.

Five-year terms were added to the sentences of the following: Willie Vaughan, William Harris, Carnay Morris, Sarah Jones, Moses Davis, Frank Coleman, Wesley Coles, alias Johnnie Coleman, Thomas Jones, alias Thomas Crafton, Samuel Cleveland, William Scott, Herbert Burnley, alias P. H. Murphy, James Thomas, Jim Howell, Alexander Gibson, Archer Brown, Pearl Pleasant, alias Delaware Pleasant, James Myers, William Mathews, R. Ira Grail, alias Ira Green; Alfred Johnson, John Wilson, Ernest King, Joe Barker, John McInaney, Joe White, Joe Johnson and Percy Johnson.

Daily Court Record.

United States Circuit Court of Appeals.

The United States Circuit Court of Appeals reconvened yesterday morning at 11 o'clock, with Circuit Judges Cloyd and Coker, and District Judge Dayton in attendance upon the court.

Court announced and handed down its opinion in the following cases, to-wit:

No. 829, Walter A. Wood Company, petitioner, vs. H. M. Rubanks, trustee of the Implement and Supply Company, bankrupt respondent, on petition for review of the District Court at Statesville, N. C. Opinion by Judge Pritchard. Reversed, with costs, and remanded.

No. 850, Corbett Buggy Company, appellant, vs. A. C. Ricard, trustee of John L. James, bankrupt, appellee; appeal from the District Court at Richmond, N. C. Opinion by Judge Pritchard. Reversed, with costs, and remanded.

The following case was argued: No. 856, Norfolk and Washington (D. C.) Steamboat Company, appellant, vs. Harry N. Hagland, appellee; appeal from the District Court at Norfolk, Va. Cause argued by William H. White, Jr., and Walter H. Taylor, of Norfolk, Va., for the appellant, and H. T. C. of Norfolk, Va., for the appellee, and submitted.

Court adjourned until this morning at 11 o'clock.

Cases in Call To-Day.

No. 852, Jefferson Hotel Company, vs. Frank Brumbaugh et al.; cross-appeal from the Circuit Court at Richmond. To be argued by Henry R. Miller, John Pickrell and L. L. Lewis, of this city, for the Jefferson Hotel Company, and by Meredith and Cooke, of this city, for Frank Brumbaugh et al.

No. 858, George Arents, assignee of Richmond Wood-Working Company, appellant, vs. Meredith & Cooke, James L. Harmon, Frank Brumbaugh et al., appellees; appeal from the Circuit Court at Richmond. To be argued by Henry R. Miller, John Pickrell and L. L. Lewis, of this city, for the appellants, and by Meredith and Cooke, of this city, for the appellees.

Taking Call for Fleet.

[Special to The Times-Dispatch.]

NORFOLK, Va., February 15.—The auxiliary steamer Neco arrived to-day from Charleston, S. C., and is loading coal at Newport News. The battery ship Neco now en route across the Atlantic.

Saturday the Last Day in Which to Buy

FURNITURE

at the Great Red Letter Sale